

4008 Gibsonia Road, Gibsonia, PA 15044 724.449.SAVE www.nptc.com

February 27, 2006

VIA ELECTRONIC FILING

Marlene Dortch, Secretary Federal Communications Commission 445 12th Street, SW Washington, D.C. 20554

> CC Docket 02-33 – Notice of De-Tariffing of Common Carrier Re: Wireline Broadband Internet Access Transmission Service

Dear Ms. Dortch:

This letter, consistent with the requirements of paragraph 101 of the Commission's Report and Order in CC Docket Number 02-33, released September 23, 2005 ("Wireline Broadband Order"), is to notify you that North Pittsburgh Telephone Company ("Company") intends to commence offering its wireline broadband Internet access transmission service on a de-tariffed basis. While the service will be de-tariffed, it will continue to be offered on a common carrier basis. Accordingly, we will be removing North Pittsburgh Telephone Company (Study Area Number 170193) from the list of carriers providing Digital Subscriber Line service under NECA Tariff F.C.C. No. 5, effective April 1, 2006:

North Pittsburgh Telephone Company has seven Internet Service Provider (ISP) customers currently subscribing to Digital Subscriber Line service. The 30-day advance notice to these customers of the Company's intent to de-tariff the service was accomplished today by overnight mail. A copy of the notice is attached.

Pursuant to the requirements of paragraph 101 of the Wireline Broadband Order, a copy of this Notice is being sent to the Governor of Pennsylvania, the Pennsylvania Public Utility Commission, and the Special Assistant for Telecommunications at the Department of Defense. A copy of this notice is also being sent to National Exchange Carrier Association.

If you have any questions, please do not hesitate to contact me.

Sincerely.

Kenn fallrough Kevin J. Albaugh

Vice President - Regulatory Affairs



February 27, 2006

Notice by North Pittsburgh Telephone Company to Provide Wireline Broadband Internet Access Transmission Service on a De-tariffed Basis

Pursuant to the Report and Order adopted August 5, 2005¹ by the Federal Communications Commission (FCC), facilities-based wireline carriers are permitted to offer broadband Internet access transmission common carrier services pursuant to tariff, or on a de-tariffed basis. Effective April 1, 2006, North Pittsburgh Telephone Company (NTPC) will begin offering it broadband Internet access transmission services (normally referred to as Digital Subscriber Line or DSL service) on a de-tariffed basis. Please note those carriers choosing to offer wireline broadband Internet access on a de-tariffed basis are required to continue to provide wireline broadband Internet transmission service for one year on a grandfathered basis to all unaffiliated Internet Service Providers (ISPs). As such, the current rates, terms and conditions governing NPTC's DSL services offered to unaffiliated ISPs will remain in effect until April 1, 2007. Those current terms and conditions will be available on our website effective April 1, 2006 and will also be available for review at our business office located at 4008 Gibsonia Road, Gibsonia, Pennsylvania. We are also required to provide notice to certain parties of the NPTC's intent to discontinue providing wireline broadband Internet access transmission service on a tariffed basis. This notice by NPTC fulfills that requirement.

The reason NPTC has elected to make this change in its offer of wireline broadband Internet access transmission service is due to competition. Within the NPTC service area are a number of competitors who offer similar broadband Internet access transmission services at competitive rates. By de-tariffing our broadband Internet access transmission services, NPTC will gain greater pricing flexibility which we believe will enable us to respond to changing consumer demands more quickly than would be possible under a tariffing regime. By electing to make this change, NPTC will be able to not only offer more competitive prices but also offer new and innovative service arrangements that respond to customer needs. With this change, NPTC hopes to remain competitive in the broadband Internet access transmission market and also increase the use of broadband Internet access within its service area, a goal shared not only by NPTC but also by the Federal government and the Commonwealth of Pennsylvania.

While the de-tariffing of this service does not constitute a discontinuance of service, the FCC has asked carriers that implement de-tariffing to follow procedures

¹ FCC 05-150, Released September 23, 2005

Notice by North Pittsburgh Telephone Company to Provide Wireline Broadband Internet Access Service on a De-tariffed Basis Page 2

similar to those required for the discontinuance of service. Consistent with those requirements, we hereby inform you that the address for NPTC is 4008 Gibsonia Road, Gibsonia, Pennsylvania. We also inform you that the geographic areas affected by this change are the certificated telecommunications territories served by North Pittsburgh Telephone Company in Allegheny, Armstrong, Butler and Westmoreland counties. The FCC will normally authorize this proposed discontinuance of service (or reduction or impairment) unless it is shown that customers would be unable to receive the discontinued service or a reasonable substitute from another carrier or that the public convenience and necessity is otherwise adversely affected.

If you wish to object, you should file your comments within 30 days after receipt of this notification. Address them to the Federal Communications Commission, Washington, DC 20554, referencing the §63.71 Application of North Pittsburgh Telephone Company. Comments should include specific information about the impact of this proposed discontinuance (or reduction or impairment) upon you or your company, including any inability to acquire reasonable substitute service.

This notice is an informational notice only, required by the FCC. No action is required on your part. If you do have any questions, feel free to call Mr. Kevin Albaugh, Vice President - Regulatory Affairs for North Pittsburgh Telephone Company at 724-443-9598.

Sincerely,

Kevin J. Albaugh

Vice President - Regulatory Affairs

Termy all

CERTIFICATE OF SERVICE

I, Kevin J. Albaugh, hereby certify that a copy of the forgoing Notice of De-Tariffing has been sent, by overnight mail, this 27th day of February 2006, to the following:

Secretary of Defense Attn: Special Assistant for Telecommunications Pentagon Washington, D.C. 20301

Governor Edward G. Rendell's Office 225 Main Capitol Building Harrisburg, PA 17120

James J. McNulty, Secretary Public Utility Commission State of Pennsylvania PO Box 3265 Harrisburg, PA 17105-3265

Zeum J albaugh
Kevin J. Albaugh